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01-26-04

<b>TRANSMITTAL LETTER</b> (General - Patent Pending)	Docket No. <b>01480071AA</b>
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In Re Application Of: **Kodaira**

Serial No. <b>09/862,470</b>	Filing Date <b>5-23-01</b>	Examiner <b>unknown</b>	Group Art Unit <b>2661</b>
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Title: **IP PACKET PRIORITY CONTROL SYSTEM**

TO THE COMMISSIONER FOR PATENTS:

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**JAN 23 2004**

**Technology Center 2600**

Transmitted herewith is:

- 1 IDS Submission**
- 1 postcard + copy**
- 1 PTO form 1449**
- 4 associated art documents**
- 1 trasmittal letter**

in the above identified application.

- ☒ No additional fee is required.
- ☐ A check in the amount of \_\_\_\_\_ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. **50-2041** as described below.
- ☐ Charge the amount of \_\_\_\_\_
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- ☒ Charge any additional fee required.

  
Signature

Dated: **1-20-04**

**Michael E. Whitham**  
Reg. No. 32,635  
**Whitham, Curtis & Christofferson P.C.**  
11491 Sunset Hills Road  
Suite 340  
Reston, Va. 20190  
703-787-9400  
Customer # 30743

I certify that this document and fee is being deposited on \_\_\_\_\_ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*Signature of Person Mailing Correspondence*

*Typed or Printed Name of Person Mailing Correspondence*

CC:



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Kodaira

Serial No. 09/862,470

Group Art Unit: 2661

Filed: 5-23-01

Examiner: unknown

For: **IP PACKET PRIORITY CONTROL SYSTEM**

Commissioner of Patents

P.O. Box 1450

Alexandria, Va. 22313-1450

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INFORMATION DISCLOSURE STATEMENT

Sir:

Under the provisions of 37 C.F.R. 1.97 through 1.99 and pursuant to applicant's duty of disclosure under 37 C.F.R. 1.56, applicant respectfully brings the following documents, which are cited in a Japanese Office Action for the corresponding application and listed on the attached form PTO-1449, to the attention of the Examiner in charge of the above-identified application. Copies of the listed documents are provided herewith for the convenience of the Examiner.

This citation does not constitute an admission that the references are relevant or material to the claims. They are only cited as constituting related art of which the applicant is aware.

I hereby certify that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to filing of this statement.

In compliance with the requirements of 37 C.F.R. §1.98 (a)(3), as a concise statement of relevance, as it is presently understood by the individual designated in 35 U.S.C. §1.56(c) most knowledgeable about the content of the information, the undersigned attorney of record submits a translation the official action by a foreign examiner in which the reference was cited. The relevance to the pending U.S. Patent application in that the reference was cited in a foreign patent

application on the same subject matter. However, no independent analysis of the reference, the accuracy of the statement of the foreign examiner or the claims of the foreign application under the laws of that country or the United States relative to the subject matter claimed in the present application has been made; the present understanding of the contents thereof by the undersigned being based on the translation of the foreign examiner's comments submitted herewith.

It is respectfully requested that the listed references be considered by the examiner and be formally made of record in the application.

Please charge any deficiencies in fees and credits any overpayment of fees to Attorney's Deposit Account No. 50-2041.

Respectfully submitted,



Michael E. Whitham  
Registration No. 32,635

Whitham, Curtis & Christofferson P.C.  
11491 Sunset Hills Road  
Suite 340  
Reston, Va. 20190  
703-787-9400  
**Customer # 30743**

JAN 20 2004

(Use several sheets if necessary)

Docket Number (Optional)

**01480071AA**

Application Number

**09/862,470**

**Applicant(s)**

Kodaira

**Filing Date**

**5-23-01**

### Group Art Unit

2661

## U.S. PATENT DOCUMENTS

[illegible]

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JAN 23	2004
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## FOREIGN PATENT DOCUMENTS

[illegible]

**OTHER DOCUMENTS** (Including Author, Title, Date, Pertinent Pages, Etc.)

	1	Japanese Office Action dated November 12, 2003 with English translation of pertinent portions
		<p>2. Article titled "Simplified Method for Session Coordination Using Three-level QOS Specification and Translation" Vol. 39 No. 2; dated February 1998. Nishio and Tokuda</p> <p>3. Japanese Notice of Rejection dated May 3, 1999</p>

**EXAMINER**

**DATE CONSIDERED**

**EXAMINER:** Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and no considered. Include copy of this form with next communication to applicant.